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OFFICE OF PETITIONS

BIRCH STEWART KOLASCH & BIRCH
PO BOX 747
FALLS CHURCH VA 22040-0747

In re Patent No. 8,012,964 : DECISION ON REQUEST FOR
Kurimoto et al. : RECONSIDERATION OF
Issue Date: September 6, 2011 : PATENT TERM ADJUSTMENT
Application No. 10/593,691 : and
Filed: December 4, 2006 : NOTICE OF INTENT TO ISSUE
Atty Docket No. 0020-5516PUS1 : CERTIFICATE OF CORRECTION

This is a decision on the petition filed on November 4, 2011, which is being treated as a petition under 37 CFR 1.705(d) requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by four hundred four (404) days.

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted by seven hundred two (404) days is **GRANTED**.

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). This fee is required for consideration of a request for reconsideration of patent term adjustment under 37 CFR 1.705(d) and will not be refunded. Patentee was not precluded from filing a further no fee candor letter or a terminal disclaimer. Such letter or terminal disclaimer would have been placed in the file of the application or patent without further review. See Treatment of Letters Stating That the USPTO's Patent Term Adjustment Determination Is Greater Than

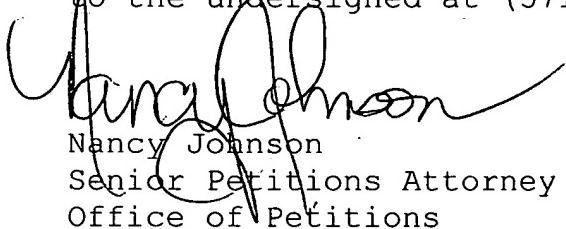
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What the Applicant or Patentee Believes Is Appropriate (75 FR 42079).

The Office will *sua sponte* issue a certificate of correction. Pursuant to 37 CFR 1.322, the Office will not issue a certificate of correction without first providing assignee or patentee an opportunity to be heard. Accordingly, patentees are given **one (1) month or thirty (30) days**, whichever is longer, from the mail date of this decision to respond. No extensions of time will be granted under § 1.136.

The application is being forwarded to the Certificates of Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **four hundred four (404) days**.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 8,012,964 B2

DATED : **September 6, 2011**

DRAFT

INVENTOR(S) : Kurimoto et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 512 days

Delete the phrase "by 512 days" and insert – by 404 days--